

BRADLEY LAW FIRM
A PROFESSIONAL CORPORATION

MICHAEL D. BRADLEY
ATTORNEY AND COUNSELOR AT LAW

2 PARK AVENUE, 20TH FLOOR
NEW YORK, NY 10016
(212) 235-2089
FAX: (212) 878-8819
MBRADLEY@BRADLEYLAWFIRMPC.COM

June 3, 2021

VIA ECF & EMAIL

The Honorable Nelson S. Román
United States District Court Judge
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

USDC SDNY
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DATE FILED: 6/9/2021

**Re: *United States v. Chukwuemeka Okparaeké*,
17 Cr. 225 (NSR)**

Dear Judge Román:

We have been assigned as legal advisors to Chukwuemeka Okparaeké in the above-referenced matter. As the Court is aware, on May 14, 2021, Mr. Okparaeké filed a motion to withdraw his guilty plea, moved to dismiss Counts One and Three of the Information and requested a *Fatico* hearing regarding the decedent's cause of death. On June 2, 2021, the Court granted Mr. Okparaeké's request to extend the Government's time to respond so that he could further consider the implications of his motion (*See* ECF No. 181). The Government is now to respond to the motion by June 11, 2021. Mr. Okparaeké is also scheduled to be sentenced on July 30, 2021.

On June 1, and June 2, 2021, advisory counsel spoke with Mr. Okparaeké regarding his motion to withdraw his guilty plea. After consideration, and with the Court's permission, Mr. Okparaeké now wishes to withdraw only that portion of his motion seeking a *Fatico* hearing regarding the decedent's cause of death. He understands that doing so would obviate the need for the Government to respond on that issue. He does wish to move forward with the remainder of his motion to withdraw his guilty plea and to dismiss Counts One and Three.

The Court's time and consideration of this matter are greatly appreciated.

Respectfully submitted,

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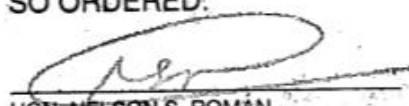
Margaret M. Shalley
Michael D. Bradley

cc: AUSA Gillian Grossman (*via ECF*)
AUSA Olga Zverovich (*via ECF*)
AUSA Sagar Ravi (*via ECF*)
Chukwuemeka Okparaeké (*via mail*)

Defendant's request for a *Fatico* hearing is deemed withdrawn. The remainder of Defendant's motion will be decided by the Court following completion of briefing. Defendant's legal advisors are directed to mail a copy of this endorsement to Defendant and file proof of service on the docket. The Clerk of the Court is directed to terminate the motion at ECF No. 183.

SO ORDERED:

Dated: 6/9/2021
White Plains, NY


HON. NELSON S. ROMÁN
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED